IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 27TH FEBRUARY 2007 / 8TH PHALGUNA 1928

WP(C).No. 33971 of 2004(T)

PETITIONERS:

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1. A. JAYASANKAR, S/O. DR. A.N. SANKARAN,
   AZHIVALAPPIL HOUSE, POONKUNNAM,
   TRICHUR-680 002.

2. M. SOMASUNDARAN, POZHATH HOUSE,
   CHAAZHUR, TRICHUR-680 571.

3. K.R. SAJI, KOOTTALA HOUSE,
   VALIYALUKKAL, KANIMANGALAM, TRICHUR-680 007.

4. T.M. VISHNUDASAN, `GEETHA NIVAS'
   KALADI P.O, MALAPPURAM DISTRICT, PIN-679 582.

5. B.S. MANIKANDADAS, ELAVATHUR HOUSE,
   KAIPARAMBU, KAIPARAMBU P.O., TRICHUR DISTRICT,
   PIN-680 546.

6. P. PREMANANDAN, PUNAPPOTHIL HOUSE,
   P.O. PAYAMBRA, KOZHIKODE-673 571.

7. K.P. SAJITHKUMAR, VALIYERI HOUSE,
   PARANNUR P.O., NARIKUNI VIA.,
   KOZHIKODE-673 585.

8. M.S. SRERAJ, SAI SREE (MANGATTU) BHAVAN
   KOORKANCHERRY, TRICHUR.

9. K.R. JAYACHANDRAN, KOLANI WARIAM,
   THIRUMUPPAM, VARAPUZHA-683 517,
   ERNAKULAM DISTRICT.

10. JYOTHI M., D/O MAHESWARAN NAIR,
    KOLANIWARIAM, THIRUMUPPAM, VARAPPUZHA-683 517.

BY ADV. SRI.S.KRISHNAMOORTHY

RESPONDENTS:
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1. STATE OF KERALA, REP. BY ITS SECRETARY
   DEPARTMENT OF HEALTH & FAMILY WELFARE
   GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE REGISTRAR, STATE MEDICAL COUNCIL
   RED CROSS ROAD, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON ON 27/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN WPC.33971/2004

PETITIONERS' EXHIBITS:

EXT.P1 - TRUE COPY OF THE CERTIFICATE ISSUED BY THE GANDHI UNIVERSITY DT.5-10-1989.

EXT.P2 - TRUE COPY OF THE LETTER DT.2-7-1990 ISSUED BY THE DIRECTOR GENERAL (SR.), MINISTRY OF INDUSTRY, DEPTT. OF COMPANY AFFAIRS, NEW DELHI.

EXT.P3 - TRUE COPY OF THE MARK LIST ISSUED BY THE CONTROLLER OF EXAMINATION, ALLAHABAD.

EXT.P3(A) - TRUE COPY OF ENGLISH TRANSLATION OF EXT.P3.

EXT.P4 - TRUE COPY OF THE CERTIFICATE ISSUED TO THE 1ST PETITIONER.

EXT.P4(A)-TRUE COPY OF ENGLISH TRANSLATION OF EXT.P4.

EXT.P5 - TRUE COPY OF THE LETTER DT.29-1-1992 ISSUED BY THE REGISTRAR OF STATE COUNCIL FOR AYURVEDIC & YUNANI MEDICINES, BIHAR.

EXT.P6 - TRUE COPY OF THE G.O.ISSUED BY THE ASSISTANT SECRETARY, HEALTH & LABOUR DEPARTMENT, TRIVANDRUM.

EXT.P7 - TRUE COPY OF THE G.O.DT.28-12-1974 ISSUED BY THE DEPUTY SECRETARY, HEALTH DEPARTMENT, TRIVANDRUM.

RESPONDENTS' EXHIBITS: NIL.

-TRUE COPY-

P.S.TO JUDGE.

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.33971 OF 2004-T

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Dated this the 27th day of February, 2007.

JUDGMENT

Heard.

2. As of now, the petitioners have no sustainable case, particularly in view of the judgment of this Court in O.P.2875/2003 and connected cases and W.A.2336/2005. However, in view of the directions contained in the judgment in the writ appeal afore-referred, it is ordered that if the petitioners file application before the Government for exemption, the same will be considered in accordance with law.

The writ petition is disposed of in the above terms.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-